

COUNTY COMMISSIONERS OF CHARLES COUNTY, MARYLAND

RESOLUTION NO. 2012-10

WHEREAS, the current state of the national and state economy continues to negatively affect the ability of the construction sector to complete projects for which certain approvals have been obtained; and

WHEREAS, Executive Order No. 2011-52 extended certain building permits, development services permits, school allocations and water/sewer allocation approvals for a 12-month period beginning July 1, 2011, and expiring on June 30, 2012; and

WHEREAS, The Maryland-National Capital Building Industry Association (MNCBIA) has requested that the County Commissioners of Charles County, Maryland, extend the approval period of certain plans, permits and approvals beyond the June 30, 2012, set forth in Executive Order No. 2011-52; and

WHEREAS, the Department of Planning & Growth Management has recommended the approval of MNCBIA's request under certain limited conditions and with the imposition of appropriate fees to ensure that any such extensions cause no fiscal impact; and

WHEREAS, after deliberation the County Commissioners of Charles County, Maryland, have determined that it is in the public interest and in the interest of the local economy to grant certain limited extensions under certain limited conditions which conditions will protect the public health, safety, and welfare, as well as the vitality, in existing residential communities; and

WHEREAS, the County Commissioners of Charles County, Maryland, find that any such extensions should be accompanied by appropriate and necessary fees to ensure that any such extensions cause no fiscal impact; now, therefore,

BE IT RESOLVED by the County Commissioners of Charles County, Maryland, that final plats for major subdivisions which have not completed the plat review process as set forth in the Subdivision Regulations and which are awaiting final signatures on the plat, bonding, and payment of full fees, may be extended for a twelve month period beginning July 1, 2012, and expiring on June 30, 2013, on the condition that all requisite school allocation and/or water and sewer allocation deposits are paid. This extension only applies to the aforementioned final plats. All other plats will be processed under the established policies, procedures, and time frames set forth within the Subdivision Regulations and approvals of the Planning Commission; and

BE IT FURTHER RESOLVED that Development Services Permits may be extended for a twelve month period beginning July 1, 2012, and expiring on June 30, 2013, under the conditions set forth herein. In order to be considered for an extension, the holder of the Development Services Permit must send a letter and accompanying minimum administrative fee of forty-nine dollars (\$49) to the Department of Planning & Growth Management/Code,

Permits and Inspection Services (PGM/CPIS) by August 1, 2012. Any Development Services Permits that do not submit a letter and/or accompanying fee will automatically expire. Upon receipt of the extension request, CPIS staff will verify inspection extension fee and the permittee will be informed, in writing, of the remaining extension fee(s) due for the Development Services Permit. The inspection extension fee shall be paid by December 7, 2012, and Development Services Permits which do not meet the December 7, 2012, deadline will expire automatically. The inspection extension fee is hereby established as five percent (5%) of the inspection fee paid at time of permit issuance, with the exception that those projects which have obtained "substantial completion," as that term is defined in Water and Sewer Ordinance, will pay an extension fee of 3% of the inspection fee paid at the time of permit issuance. Those projects with "final completion," as that term is defined in Water and Sewer Ordinance, are only required to pay the Administrative Fee paid at the time of the extension request; and

BE IT FURTHER RESOLVED, that applicants with Development Service Permits not issued but which have received "review complete" letters issued by the Department of Planning & Growth Management may be extended for a twelve month period beginning July 1, 2012, and expiring on June 30, 2013, on the condition that the applicant of such Development Service Permit shall pay a one hundred dollar (\$100) administrative fee to off-set staff review time and shall send to the Department of Planning & Growth Management a written request for an extension by August 1, 2012; and

BE IT FURTHER RESOLVED that Residential and Commercial Building Permits will be extended for a twelve month period beginning July 1, 2012, and expiring on June 30, 2013, on the condition that the holder of the Residential or Commercial Building Permit pay the administrative fee/re-inspection fee and the increased difference between the FY13 inspection fees and the fees paid at time of permit issuance; and

BE IT FURTHER RESOLVED that School Allocations that are valid through June 30, 2012 or are due for renewal by June 30, 2013 will be extended for a twelve month period beginning July 1, 2012, and expiring on June 30, 2013. No application or renewal fee shall be required; and

BE IT FURTHER RESOLVED that Water and Sewer Allocations that are valid through June 30, 2012 or are due for renewal by June 30, 2013 will be extended for a twelve month period beginning July 1, 2012, and expiring on June 30, 2013; and

BE IT FURTHER RESOLVED that all Preliminary Plan approvals including annual and 6 year review, expiring during the period July 1, 2012 through June 30, 2013, be extended for one year; and

BE IT FURTHER RESOLVED that any request for extension of a Development Service Permit issued prior to July 1, 2007 and having substantial completion of infrastructure

and prior to December 31, 2007, must have final pavement installed prior to December 7, 2012; and

BE IT FURTHER RESOLVED that the transition requirements of the Storm Drainage Ordinance shall be extended until June 30, 2013, for all permit applications submitted prior to August 1, 2010; and

IT IS HEREBY ORDERED that this resolution shall take effect immediately.

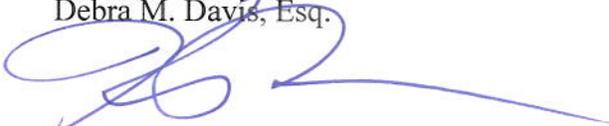
ADOPTED this 15th day of April, 2012.

County Commissioners of
Charles County, Maryland


Candice Quinn Kelly, President


Reuben B. Collins, II, Vice President


Debra M. Davis, Esq.


Ken Robinson


Bobby Rucci

ATTEST:


Denise Ferguson, Clerk

CERTIFICATE

I HEREBY CERTIFY that I am the duly appointed Clerk to the County Commissioners of Charles County, Maryland, and that the foregoing Resolution No. 2012-10 was duly adopted by the County Commissioners of Charles County, Maryland on this 10th day of April 2012, in public session on a regular meeting day at which meeting a quorum was present.



Denise Ferguson, Clerk